

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

In re:

ARK LABORATORY, LLC,

Debtor.

Case No. 23-43403-MLO
Chapter 11
Hon. Maria L. Oxholm

JASON W. BANK, SOLELY IN HIS
CAPACITY AS SUCCESSOR TRUSTEE
OF THE ARK LABORATORY TRUST,

Plaintiff,

Adv. P. No. 23-04496-MLO

v.

JAMES A. GROSSI, an Individual,
2210/305 LLC, a Michigan limited liability
Company, BRIAN TIERNEY,
Individually and as Trustee of the
TIERNEY FAMILY TRUST DATED
12/21/2018, NAMEER KIMINAIA,
Individually and as Trustee of the NAMEER
KIMINAIA LIVING TRUST DATED 5/31/2019,
TIERNEY FAMILY TRUST DATED
12/21/2018, NAMEER KIMINAIA
LIVING TRUST DATED 5/31/2019,
HAMID SATTAR, ION DIAGNOSTICS, LLC, a
Michigan limited liability company, and ION
MARKETING, LLC, a Michigan limited liability
company,

Defendants.

**ORDER GRANTING STIPULATION FOR ENTRY OF
ORDER FOR SECOND AMENDMENT TO ADVERSARY
PROCEEDING SCHEDULING ORDER**

THIS MATTER having come before the Court on a Status Hearing¹ held before the Court on October 24, 2024 at 11:00 a.m. on the request of the Parties wherein the Parties requested entry of an amended scheduling order which the Court approved for the reasons stated on the record and upon the *Stipulation For Entry Of Order For Second Amendment To Adversary Proceeding Scheduling Order* [ECF No. ____] (“Stipulation”) between Plaintiff, Jason W. Bank , solely in his capacity as Successor Trustee of the Ark Laboratory Trust and Defendants, James A. Gross, Brian Tierney, Nameer Kiminaia, 2210/305 LLC, Tierney Family Trust Dated 12/21/2018, the Nameer Kiminaia Living Trust Dated 5/31/2019, ION Diagnostics, LLC and ION Marketing, LLC, the Court having reviewed the same; and the Court being otherwise duly advised in the premises;

IT IS HEREBY ORDERED that the Scheduling Order is amended as follows:

- A. Deadline for Party with burden of proof on an issue expert report due March 3, 2025,
- B. Deadline for Party with burden of proof on an issue rebuttal expert report due April 17, 2025,
- C. Deadline for completion of discovery is extended from February 28, 2025 to May 28, 2025,
- D. Deadline for Parties to file dispositive motions is extended from

¹ Capitalized terms not otherwise defined herein shall have the meaning ascribed to them in the Stipulation.

March 17, 2025 to June 30, 2025,

- E. Final Pretrial is adjourned from April 17, 2025 to August 14, 2025 at 11:00 a.m. and
- F. Trial is adjourned from April 28, 2025 through April 30, 2025 to August 25, 2025 through August 27, 2025 at 10:00 a.m. on each day of trial.

Signed on November 1, 2024



/s/ **Maria L. Oxholm**

Maria L. Oxholm
United States Bankruptcy Judge